



Applicant: BLOUNT ET AL
Serial No.:
For: LASER DELIVERY SYSTEM

Attorney's Docket No.: 4438
Filed:

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- () the owner of the small business concern identified below:
(X) an official of the small business concern empowered to act
on behalf of the concern identified below:

NAME OF CONCERN Surgical Technologies, Inc.

ADDRESS OF CONCERN 750 Goddard, Chesterfield, MO 63005

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled LASER DELIVERY SYSTEM, by inventor(s) Gregory A. Blount, Stanley Chang, M.D., James C. Easley, and Gregg D. Scheller, described in

- (X) the Specification filed herewith.
() Application Serial No. _____, filed _____.
() Patent No. _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

FULL NAME None

ADDRESS _____

() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

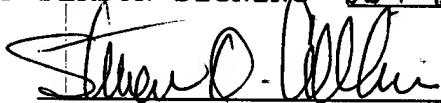
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING STEVEN O. COLLINS

TITLE OF PERSON President

ADDRESS OF PERSON SIGNING 557 Burlington Ave Dr. Ballwin Mo. 63011

SIGNATURE



DATE

11/4/91

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DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled LASER DELIVERY SYSTEM, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

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I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Philip B. Polster, Registration No. 16,554, J. Philip Polster, Registration No. 24,739, Lionel L. Lucchesi, Registration No. 25,891, William B. Cunningham, Jr., Registration No. 26,155, Gregory E. Upchurch, Registration No. 28,482, Ralph B. Brick, Registration No. 17,444, Michael Kovac, Registration No. 22,140, J. Joseph Muller, Registration No. 28,450, Richard J. Sher, Registration No. 27,282, Jonathan P. Soifer, Registration No. 34,932, Frederick M. Woodruff, Registration No. 15,301, William G. Bruns, Registration No. 19,541, and Edward A. Boeschstein, Registration No. 22,986.

Direct all telephone calls to Gregory E. Upchurch at Telephone No. (314) 872-8118.

Address all correspondence to Polster, ⁶⁰¹Lieder, Woodruff & Lucchesi, 763 South New Ballas Road, Suite 160, St. Louis, Missouri 63141. ⁶⁰²₇₀₁ ₇₀₂

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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